

Serial No. 10/773,107
60130-2016; 02MRA0393**REMARKS**

Claims 1-3, 5, 7 and 8 are rejected under 35 U.S.C. 102(b) as being anticipated by Bertolini (US 6,029,403). Bertolini does not disclose a window regulator rail fixed to a door trim and fixed to a structural part of a door. Bertolini discloses a door 1 including a rail 18 fixed to a carrier plate 6 (column 3, lines 54 to 56 and Figure 6). The carrier plate 6 is the only element to which the rail 18 is disclosed and shown as being fixed. The claimed invention recites that the rail 18 is fixed to a door trim *and* a structural part of the door, which are two components. The rail 18 is only fixed to one component, the carrier plate 6. Additionally, the carrier plate 6 does not function as a door panel. The carrier plate 6, as specified by its name, is employed to carry the window lifter (column 3, lines 24-25) and does not function as a door trim. The carrier plate 6 also does it function as a structural part of the door. The claimed invention is not anticipated, and Applicant respectfully requests that the rejection be withdrawn.

Claims 1, 3, 4 and 7-10 are rejected under 35 U.S.C. 102(c) as being anticipated by Nishikawa (US 6,449,907). Nishikawa does not disclose a window regulator rail fixed to a door trim and fixed to a structural part of a door. Nishikawa discloses a door including a door panel sub-assembly D, a plastic mounting panel P and a trim unit T (column 4, lines 3-6). The plastic mounting panel P is the only element to which the rail R2 is disclosed and shown as being fixed. The claimed invention recites that the rail R2 is fixed to a door trim *and* a structural part of the door, which are two components. The rail R2 is only fixed to one component, the plastic mounting panel P. Nishikawa discloses a trim unit T, and therefore the plastic mounting panel P cannot be a trim panel. The plastic mounting panel P does not function as a door panel. The rail R2 is not fixed to the trim unit T. The plastic mounting panel P also does it function as a structural part of the door. The claimed invention is not anticipated, and Applicant respectfully requests that the rejection be withdrawn.

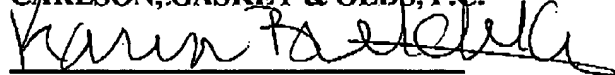
Claims 4 and 6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bertolini (6,029,403) in view of Nishikawa (6,449,907). Claims 4 and 6 depend on patentable independent claim 1 and is allowable for the reasons set forth above. Neither reference discloses, suggests or teaches a vehicle door module including a window regulator rail fixed to a door trim and a structural part of a door as claimed. Therefore, the combination of the references does not disclose, suggest or teach the claimed invention. Claims 4 and 6 are not obvious, and Applicant respectfully request that the rejection be withdrawn.

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Thus, claims 1-17 are in condition for allowance. No additional fees are seen to be required. If any additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees or credit the account for any overpayment. Therefore, favorable reconsideration and allowance of this application is respectfully requested.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.

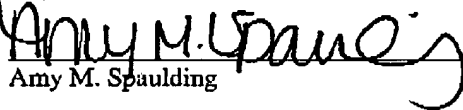


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CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, 571-273-8300 on December 8, 2005.


Amy M. Spaulding